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PATENT 2643-1-001

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Neil Siewert et al.

SERIAL NO. :

10/031,837

**EXAMINER**:

Unassigned

FILED

January 22, 2002

ART UNIT

3713

FOR

GAME METHOD AND APPARATUS

#### Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 2023 I on August 1, 2002.

Stephen Gigante, Reg. No. 42,576 (Name of Registered Rep.)

(Signature and Date)

### REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Sir:

Enclosed is a copy of the Official Filing Receipt marked in red to show the correction that is needed. The correction is as follows.

Please change the Foreign Priority date for Australian Application No. PQ4445 from "12/13/99" to read

- - 12/3/99- -

as it appears on the Declaration/Power of Attorney filed on May 13, 2002. A copy of said enclosed. As this error was on the part of the Patent Office, no fees are believed to be due.

Issuance of a corrected Official Filing Receipt is respectfully requested.

Respectfully submitted, \_\_

Stephen Gigante

Attorney for Applicant(s)

Registration No. 42,576

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TECHNOLOGY CENTER R3700

KLAUBER & JACKSON 411 Hackensack Avenue Hackensack, New Jersey 07601 (201) 487-5800

Date: August 1, 2002





COMMISSIONER FOR PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

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APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY.DOCKET.NO | DRAWINGS | TOT CLAIMS | IND CLAIMS | 10/031,837 | 05/28/2002 | 3713 | 585 | 2643-1-001 | 5 | 20 | 2

Catherine Roseman Smith Klauber & Jackson 411 Hackensack Avenue Hackensack, NJ 07601 **CONFIRMATION NO. 5761** 

FILING RECEIPT

\*OC000000008482359\*

Date Mailed: 07/23/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Neil Siewert, Bowden, AUSTRALIA; Timothy Gard, Mitcham, AUSTRALIA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/AU00/00884 07/24/2000

Foreign Applications

AUSTRALIA PQ 1813 07/23/1999 AUSTRALIA PQ 4445(12/13/1999)

12/3/99

Projected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

**Early Publication Request: No** 

\*\* SMALL ENTITY \*\*

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SEP 1 0 2002

Title

Game method and apparatus

**TECHNOLOGY CENTER R3700** 

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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| In the Matter of the Application of Ne   | 2643-1-0C3 <sub>y</sub> DAJ/SG/1c PPARATUS eil Siewert and Timothy Gard Date & Trademark Office on the date  |
|--|--|
| ☐ Transmittal Sheet/Cover Ltr. ☐ Application For Patent  Executed Declaration ☐ Affidavit ☐ Drawings ☐ Sheet(s) ☐ S.E. Verified Statements ☐ Assignment ☐ Check for \$ 65.00 ☐ Letter ☐ Missing Parts ☐ Priority Document ☐ Amendment ☐ Response | Extension of Time  Issue Fee Transmittal  Maintenance Fee  Appln. TM Registration  8 & 15 Declaration  Renewal Application  Notice of Appeal  Brief  Petition  Power of Attorney |

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SEP 1 0 2002Serial No. 10/031,837 File No. 2643-1-00by DAJ/SG/1c

Title GAME METHOD AND APPARATUS

TECHNOLOGY Colvies, Jashe (Matter of the Application of Neil Siewert and Timothy Gard

Mailed May 13,2002

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| The following was rec<br>stamped hereon:  | ceived in the U.S. Patent & Trademark Office on the date |
|---|--|
| ☐ Transmittal Sheet/C ☐ Application For Pat Executed  Declaration ☐ Af ☐ Drawings ☐ She ☐ S.E. Verified Staten ☐ Assignment ☐ Check for \$ 65.0   Letter ☑ Missin ☐ Priority Document ☐ Amendment ☐ | ent  |
| KLAUBER AND JACKSON SPECIAL ACCOUNT 411 HACKENSACK AVENUE HACKENSACK, NJ 07601  | 13765  DATE 5/3/02 55-33/2-2                             |
| Swty live and Oc/100  | TENTS & TRAVEMARKS \$ 65.00                              |

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VALETA A. GREGG, PH.D.

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May 13, 2002

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SCIENTIFIC ADVISOR

VERONICA M. MALLON, PH.D.

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Attention:

**Box Missing Parts** 

**Application Processing Division** 

Special Processing and Correspondence Branch

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**TECHNOLOGY CENTER R3700** 

Re:

U.S. Patent Application

Inventors

: Neil Siewert and Timothy Gard

Serial No.

: 10/031,837

Filed

: January 22, 2002

Title

: GAME METHOD AND APPARATUS

Docket No.

: 2643-1-001

#### CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to BOX MISSING PARTS. ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 on May 13, 2002.

Stephen Gigante. Reg. No. 42.576 (Name of Registered Representative) (Signature and Date)

## SUBMISSION OF MISSING PARTS OF APPLICATION UNDER 37 CFR 1.53(d)

Sir:

Responsive to the Notice to File Missing Parts of Application dated, (copy enclosed) under 37 CFR 1.53(d). Applicants submit herewith the following:

A combined Declaration and Power of Attorney in two (2) counterparts making reference to ١. the above-identified application, and in compliance with 37 CFR 1.63:

ASSISTANT COMMISSIONER FOR PATENTS

May 13, 2002

Page - 2 - Docket No.:2643-1-001

2. A check in the amount of \$65.00, covering the following:

(a) Surcharge under 37 CFR 1.16 - \$65.00

The time set for this response is Sunday, May 12, 2002.

A correct Filing Receipt reflecting the above and attached information is requested.

Applicants hereby authorize that any charges in addition to the above authorized that relate to the filing and processing of the present Application in accordance with 37 CFR 1.16 and 1.17 may be charged to Deposit Account No. 11-1153.

Respectfully submitted.

Attorney for Applicant(s) Registration No. 42,576

SG lc

Enclosures - Executed Declaration/Power of Attorney



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**USA** 

| Attorney' | s Docket No: |  |
|-----------|--------------|--|
|-----------|--------------|--|

### **DECLARATION/POWER OF ATTORNEY**

| AS BELOW NAMED of the following type  |  | Y DECLARE THAT: This Declaration is   |  |
|---|--|---|--|
| Original<br>Divisional _  | Supplemental<br>Continuation   | Continuation-In-PartX National Stage of PCT                                   |  |
| My residence, post office address and citizenship are below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: "GAME METHOD AND APPARATUS" the specification of which: |  |   |  |
| and was amer  | as Serial No<br>on (if applicable)<br>and claimed in PCT In<br>0884 filed on 24 <sup>th</sup> July 2 | SEP 1 0 2002 ternational Application No 000 19 on 6th November 2000 and under |  |

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec.119 of the foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America files by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

| Country   | Appln No. | Day/Month/Year/Filed          | Priority Claimed Yes No |
|-----------|-----------|-------------------------------|-------------------------|
| Australia | PQ 1813   | 23 <sup>rd</sup> July 1999    | Yes                     |
| Australia | PQ 4445   | 3 <sup>rd</sup> December 1999 | Yes                     |

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected with:

KLAUBER & JACKSON and DAVID A. JACKSON, STEFFAN J. KLAUBER, LAWRENCE D. MANDEL, all members of the Bar of the State of New Jersey, and STEVE S. CHA, a member of the Bar of the States of New York and New Jersey, and MICHAEL D. DAVIS, a member of the Bar of the States of Pennsylvania, Colorado and Washington, D.C., and STEPHEN GIGANTE, a member of the Bar of the States of New York, New Jersey and Connecticut, and CATHERINE ROSEMAN SMITH, a member of the Bar of the State of New York, and all with offices at 411 Hackensack Avenue, Hackensack, New Jersey, 07601, United States of America (201) 487-5800.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issue therefrom.

| NEIL SIEWERT Full name of joint inventor        | Inventor's signature                   | January 31st, 2002<br>Date                       |
|---|--|--|
| 118 (Unit)B, Gibson Street, Bow<br>Residence    | vden, South Australia, Australia, 5007 | <u>Canadian/Australian - Dual</u><br>Citizenship |
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| TIMOTHY GARD                                    | . Au                                   | 1/5/02   |
| Full name of joint inventor                     | Inventor's signature                   | Date   |
| Residence                                       | (Suurn Austral                         |  |
| Post Office Address                             |  |  |